

Declaratory Resolution No. 626-1929.

Vacation of the alley between Penn
Ave. and Dalgren Ave. from Canal
Terrace to the first alley west.

Adopted: January 30, 1930.

Not. to Prop. Owner: Feb. 4+11, 1930

Hearing on Conf.: Feb. 27, 1930

Confirmed: Feb. 27, 1930

Assess Roll app'd: Mar. 11, 1930

Assessment Roll Confirmed:
March 27, 1930.

COMPLETED

Declaratory Resolution
No. 626-1929.

For the vacation of the alley between Penn Avenue and Dalgren Avenue from Canal Terrace to the first alley west.

Resolved by the Board of Public Works of the City of Fort Wayne, Indiana, that it is desired and deemed necessary to vacate the alley between Penn Avenue and Dalgren Avenue from Canal Terrace to the first alley west.

All as shown by a plan of such proposed alley vacation as above described now on file in the office of the Department of Public Works of said City.

The property which may be injuriously or beneficially affected by the proposed alley vacation as above described is described as all lots and lands abutting on said alley from Canal Terrace to Clinton Street.

The above described alley vacation is subject to an easement, reserved by the City of Fort Wayne, Indiana. This reservation retained by the City is for the right of the City and all Public Utility Corporations to at all times enter upon said above mentioned vacated alley for the purpose of constructing therein under or aerial, the public sewers, water mains, gas mains, electric light, telephone wires or cables and their necessary poles and conduits. The right is also reserved by the City and all Public Utility Corporations to at all times enter upon said above mentioned vacated alley for the purpose of making repairs or otherwise as herein set out and that any obstruction hereinafter made upon the said vacated alley by any property owner or owners of property abutting thereon, interfering with the Board of Public Works or Public Utility Corporations in the exercise of their rights of the easement herein reserved shall be removed by the said Board at the expense of said property owner or owners.

The cost of said alley vacation and all expenses connected therewith shall be assessed against the property beneficially affected thereby.

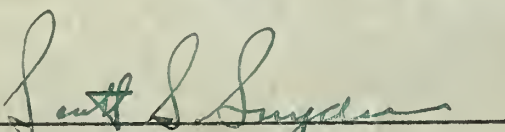
All according to the method and manner provided for in an act of the General Assembly of the State of Indiana, entitled, "An Act Concerning Municipal Corporations," approved March 6, 1905, and the provisions of all acts amendatory thereto and supplemental thereof, including the right to bond assessments as in said law ordered.

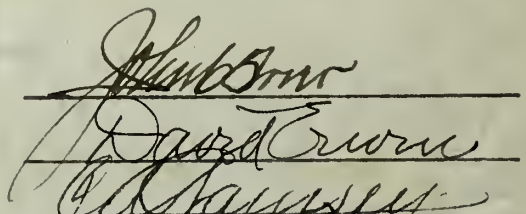
Assessments if deferred are to be paid in ten equal annual installments with interest at the rate of five (5) per cent per annum. Under no circumstances shall the City of Fort Wayne, Indiana, be or be held responsible for any sum or sums due from said property owner or owners for said condemnation of property or for the payment of any bond or bonds, certificate or certificates issued in payment for such property damages, except for such moneys as shall have been actually received by the City from the assessments for such damages to property or such moneys as said City is by said above entitled act required to pay. All proceedings had in the making of said improvement, assessment of property, collection of assessments and issuance of bonds therefor, shall be as provided for in said above entitled act and all amendments thereto and supplements thereof.

All of said alley and lots and lands affected by the above alley vacation as above described being situated in the South Half of Sections 25 and 26, Township 31 North, Range 12 East and within the corporate limits of the City of Fort Wayne, Indiana.

Adopted this 30th day of January, 1930.

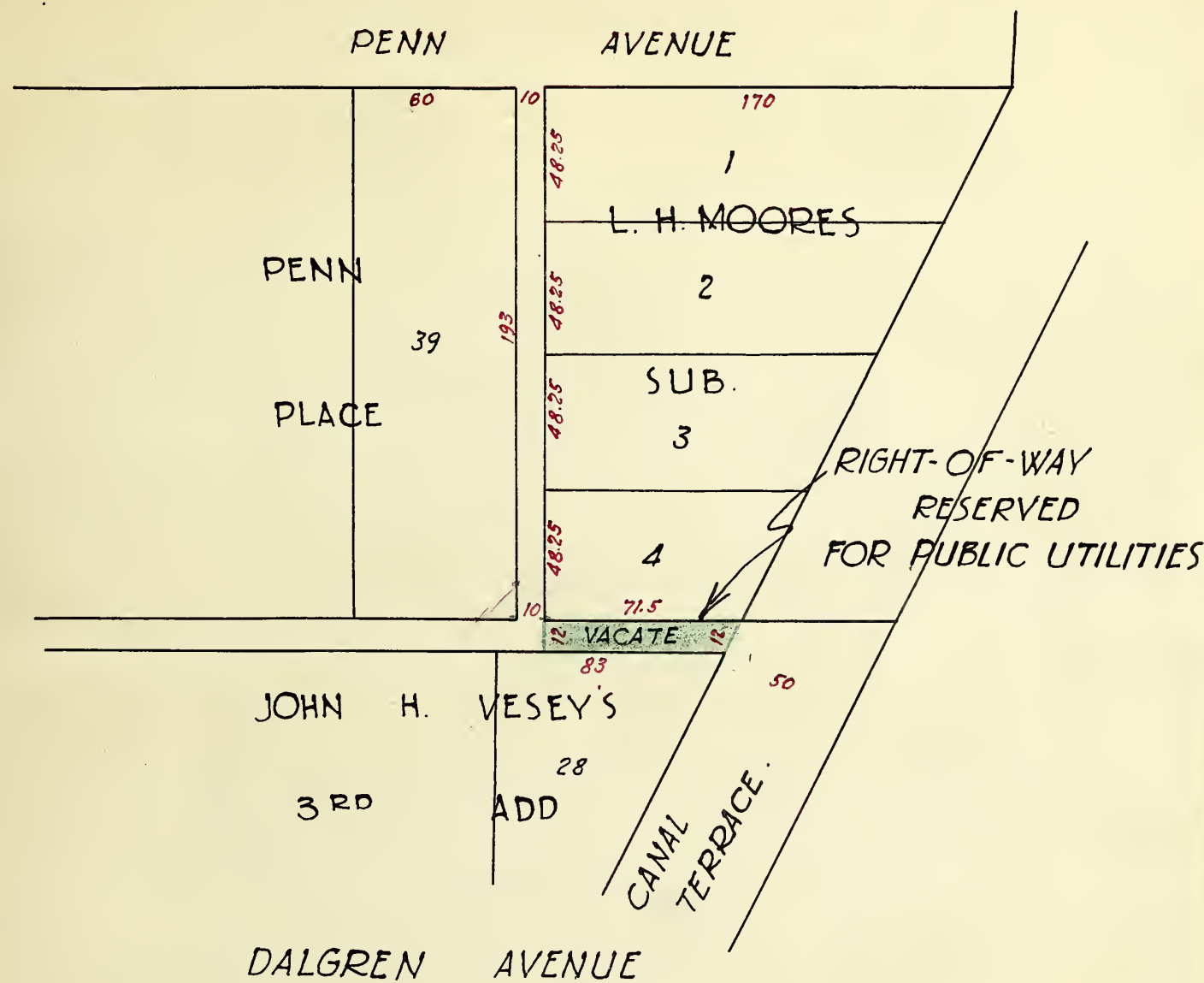
Attest:


SECRETARY.


BOARD OF PUBLIC WORKS.

PLAN OF THE VACATING OF THE ALLEY BETWEEN PENN AVENUE & DALGREN AVENUE, FROM CANAL TERRACE TO THE ALLEY WEST

DEC. RES. N° 626-1929



CITY OF FORT WAYNE-INDIANA

DEPARTMENT OF PUBLIC WORKS
ROOM 2 CITY HALL

WILLIAM BECK, PRESIDENT
TOM SNOOK
W. S. O'ROURKE
A. E. DIEK-SECRETARY

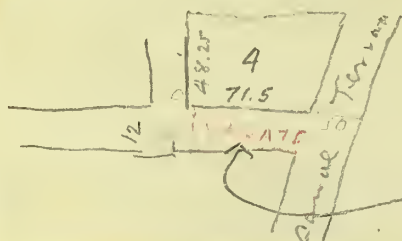
REGULAR MEETINGS
TUESDAYS AT 10 A. M.
THURSDAYS AT 7:30 P. M.

FORT WAYNE, IND.,

Frank M. Randall,
City Engineer:

August 13, 1929.

You are hereby instructed to prepare plans and specifications for the vacating of the east end of said alley, by beginning at point 71.5 ft. west of the southeast corner of Lot No. 4 in L. H. Moore's Subdivision of lots 40 and 41 in Penn Place an addition to the City of Fort Wayne, Indiana, thence east along the south line of said lot 4 to Canal Terrace; thence southwesterly along the west line of Canal Terrace to the south line of said alley; thence west along the south line of said alley to a point, which, if extended south, would be the west end of said lot number 4 in L. H. Moore's Subdivision of said lots 40 and 41 in Penn Place, aforesaid, thence North to the place of beginning.



Yours truly,

Agatha Diek

BOARD OF PUBLIC WORKS

PETITION

Fort Wayne, Ind., December 4th., 1928

To the Board of Public Works of the City of Fort Wayne:

Gentlemen:

The undersigned, owners of real

estate on ^{the} ~~an~~ alley between Penn Place and Dalgreen Avenue, from

~~the west side of Canal Terrace to a point 71.5 feet west of the southeast corner of Lot No 4 in L. H. Moore's Sub-division of Lots 40 and 41 Penn Place~~
respectfully petition for the passage of a resolution providing for the vacating of the east end of
~~said alley, by beginning at a point 71.5 feet west of the southeast corner of~~
Lot No Four (4) in L. H. Moore's Sub-division of lots 40 and 41 in Penn Place
an Addition to the City of Fort Wayne, Indiana, thence east along the south
line of said lot (4) to Canal Terrace; thence southwesterly along the west
line of Canal Terrace to the south line of said alley; thence west along the
south line of said alley to a point, which, if extended south, would be the
west end of said Lot number (4) in L. H. Moore's Sub-division of said Lots
40 and 41 in Penn Place, aforesaid, thence north to the place of beginning.

William R. Bellon 501 Penn Pl.
P. F. Tarmion " "
Harry Tarmion 449 Dalgreen Ave.
Harry Tarmion 472 Penn Pl.
Edna Tarmion
Mrs. Harry Tarmion
Blanche Tarmion

Plans Ordered
August 13, 1929

C. of In'sec.

P. & S. O.

Pl. on File

Advisement to

Ref. to Eng.

Water Gas Car

Sewer

Main Sewer Imp. Res. No.

Plans and Specifications Approved

Resolution Adopted

Confirmed

Proposal

Contract and Bond

Contractor

Engineer's Report

Work Accepted



Petition for Passage

of a Resolution for

▼ Vacating a part of Alley
between Penn Place and Dal-
green Avenue, Ft Wayne, Ind.

from _____

to _____

Filed with the Board of Public Works

Plans Ordered:
August 13, 1924

PENN AVENUE

